

Indiana Department of Environmental Management Office of Water Quality Wetlands Section

Publication Date: March 26, 2010

PUBLIC NOTICE

IDEM ID Number: 2010-118-69-AMM-A

Corps of Engineers ID Number: Not Available

Closing Date: April 16, 2010

To all interested parties:

This letter shall serve as a formal notice of the receipt of an application for Section 401 Water Quality Certification by the Indiana Department of Environmental Management (IDEM). The purpose of the notice is to inform the public of active applications submitted for water quality certification under Section 401 of the Clean Water Act (33 U.S.C. § 1341) and to solicit comments and information on any impacts to water quality related to the proposed project. IDEM will evaluate whether the project complies with Indiana's water quality standards as set forth at 327 IAC 2.

1. Applicant:

Mr. Tim Brancamp Town of Napoleon

PO Box 47

Napoleon, IN 47034

2. Agent:

Mr. Derick Wiggins

Midwestern Engineers, Inc. 802 W. Broadway Street Loogootee, IN 47553

3. Project location:

Section 20 and 29, Township 9 North, Range 11 East, Osgood USGS Quad, Ripley Co.

The project is located in the Town of Napoleon.

4. Affected waterbody:

Laughery Creek

5. Project Description:

Due to periodic flooding, the applicant is proposing to expand and upgrade existing waterways and the storm sewer system within the Town of Napoleon. Proposed regulated impacts include the replacement of four culverts and encapsulation of 291 linear feet of a tributary of Laughery Creek. Fifty-one cubic yards of riprap will be placed below the Ordinary High Water Mark of Laughery Creek and its tributary. Proposed unregulated impacts include the "one-step" excavation of approximately 1,900 linear feet of Laughery Creek and its tributary. Impacted stream banks will be seeded and stabilized with erosion control blanket. No mitigation is proposed.

Comment period:

Any person or entity who wishes to submit comments or information relevant to the aforementioned project may do so by the closing date noted above. Only comments or information related to water quality or potential impacts of the project on water quality can be considered by IDEM in the water quality certification review process.

Public Hearing:

Any person may submit a written request that a public hearing be held to consider issues related to water quality in connection with the project detailed in this notice. The request for a hearing should be submitted within the comment period to be considered timely. The request should also state the reason for the public hearing as specifically as possible to assist IDEM in determining whether a public hearing is warranted.

Questions?

Additional information may be obtained from Mr. Aaron McMahan, Project Manager, at 317-233-1864. Please address all correspondence to the project manager and reference the IDEM project identification number listed on this notice. Indicate if you wish to receive a copy of IDEM's final decision. Written comments and inquiries may be forwarded to -

Indiana Department of Environmental Management 100 North Senate Avenue MC65-42 WQS IGCN 1255 Indianapolis, Indiana 46204-2251 FAX: 317/232-8406





